

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Prisons Department - Sri Shaik Nabhi Khan, Jailer, District Jail, Mahaboobnagar and formerly worked as Superintendent (Deputy Jailer), Sub-Jail, Repalle - Review Petition against the punishment of "Censure" - Allowed - Orders - Issued.

HOME (PRISONS.A) DEPARTMENT

G.O. Ms. No.442

Date:28-10-2009

Read the following:-

1. From the DIG of Prisons (CAR), Rajahmundry, Charge Memo No. DIG/OS/19/3088-89/2005, dated 07-05-2005.
2. From the DIG of Prisons (CAR), Rajahmundry, Proceedings No. DIG/OS/19/3507-3509/2005, dated 01-05-2006.
3. From the DG&IGP&CS., AP., Hyderabad, Proceedings No. EA2/400/2006, dated 17-10-2006.
4. G.O. Ms. No. 18, Home (Prisons. A) Department, dated 27-01-2007.
5. From Sri Shaik Nabhi Khan, Jailer, District Jail, Mahaboobnagar, Review Petition, dated 18-07-2009.

ORDER :

Whereas Sri Shaik Nabhi Khan, Jailer, while working as Superintendent (Deputy Jailer), Sub-Jail, Repalle, was awarded the penalty of "cut of one increment without cumulative effect" by the DIG of Prisons (CAR), Rajahmundry, vide reference 2nd read above, as the Article of Charges No. I and II were held prove against him.

2. The following are the charges framed against Sri Shaik Nabhi Khan, the then Superintendent (Deputy Jailer), Sub-Jailor, Repalle, vide reference 1st read above:-

1) "That the said Sri Shaik Nabhi Khan, Deputy Jailer, while functioning as Superintendent, Sub-Jail, Repalle, indulged in misconduct, failed to arrange to make proper entries that passes into and out of Jail, in Gate Register of the Sub-Jail on 20-02-2005, thus violates Rule 203 (1) of A.P. Prison Rules, 1979".

2) "That during the afore said period and while functioning in the aforesaid office, the said Sri Shaik Nabhi Khan, Deputy Jailer, exhibited conduct unbecoming of a Government employee by receiving less quantity of potatoes than that of actual quantity as per the scale prescribed to feed the prisoners, with a malafide intention and thus violated Sub-Rule (1) of Rule-3 of A.P. Civil Services (Conduct) Rules, 1964".

3. Whereas the appeal petition filed by the incumbent before the Director General & Inspector General of Prisons & Correctional Services, A.P., Hyderabad, was rejected in the reference 3rd read above.

4. Whereas the Government after considering the grounds in the revision petition filed by Sri Shaik Nabhi Khan, Jailer, have modified the punishment of "cut of one increment without cumulative effect" to that of "CENSURE" vide reference 4th read above.

5. Aggrieved by the orders issued by the Government, Sri Shaik Nabhi Khan, Jailer, has filed review petition before the Government, in the reference 5th read above, adducing that the contents of the article of charge are not severe and due to currency of punishment he had to forego his seniority for 1 ½ year and as such his promotion to the cadre of Jailer was delayed and the effect will hamper his promotional prospects in the next cadre and requested to set aside the modified punishment of "CENSURE" imposed vide reference 4th read above.

6. Government, after careful examination of the review petition filed by Sri Shaik Nabhi Khan, Jailer, District Jail, Mahaboobnagar, and on reconsidering the contents put forth therein have decided to allow the review petition and set-aside the penalty.

7. Accordingly, Government hereby set aside the punishment of "CENSURE" imposed against Sri Shaik Nabhi Khan, Jailer, District Jail, Mahaboobnagar and formerly worked as Superintendent (Deputy Jailer), Sub-Jail, Repalle, the reference 4th read above. However, the incumbent is warned to be more careful in future.

8. The Director General & Inspector General of Prisons & Correctional Services, A.P., Hyderabad, shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJAY MISRA
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Director General & Inspector General of Prisons,
& Correctional Services Andhra Pradesh,
Hyderabad.

The individual **through** the DG&IGP&CS.,
A.P., Hyderabad.

The Superintendent of Jails, District Jail, Mahaboobnagar.

SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER